



PATENT
Attorney Docket No.: CUTLER-07192

In accordance with C.F.R. 1.63(d)(iv), the attached Declaration is to be used for Continuation application: **Chlorinated Heterocyclic Compounds and Methods of Synthesis**
Serial No: 10/749,835 Filed: 12/31/03
Attorney Docket No. CUTLER-08518

DECLARATION FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name. I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **Chlorinated Heterocyclic Compounds And Methods Of Synthesis**, the specification of which was filed on 10/28/02 as Application Serial No. 10/281,684. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

60/360,954

03/01/02

Pending

Application Serial No.

Filing Date

Patented, Pending or Abandoned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or First Inventor: **Stefan Kwiatkowski**

Inventor's Signature: Stefan Kwiatkowski
Residence: 229 Boiling Springs Drive, Lexington, Kentucky 40511
Post Office Address: 229 Boiling Springs Drive, Lexington, Kentucky 40511

Date: 03-07-03
Citizenship: Poland

Full Name of Second Joint Inventor: **Miro Golinski**
MIROSLAW MB

Inventor's Signature: MB
Residence: 3877 Arie Lane, Lexington, Kentucky 40514-1161
Post Office Address: 3877 Arie Lane, Lexington, Kentucky 40514-1161

Date: 03/07/03
Citizenship: Poland

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PATENT
Attorney Docket No.: CUTLER-08518

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Stefan Kwiatkowski Group No.: 1614
Serial No.: 10/749,835 Examiner:
Filed: 12/31/03
Entitled: Chlorinated Heterocyclic Compounds And Methods Of Synthesis

POWER OF ATTORNEY BY ASSIGNEE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

R.T. Alamo Ventures I, LLC, as Assignee of record of the entire interest of the above-identified patent application, hereby appoints the members of the firm of MEDLEN & CARROLL, LLP, a firm composed of:

David A. Casimir	(Reg. No. 42,395)	Tanya A. Aronson	(Reg. No. 47,391)
Maha A. Hamdan	(Reg. No. 43,655)	Jason R. Bond	(Reg. No. 45,439)
Thomas C. Howerton	(Reg. No. 48,650)	J. Mitchell Jones	(Reg. No. 44,174)
Mary Ann D. Brow	(Reg. No. 42,363)	Christine A. Lekutis	(Reg. No. 51,934)
Thomas W. Brown	(Reg. No. 50,002)	Peter G. Carroll	(Reg. No. 32,837)
Robert A. Goetz	(Reg. No. 55,210)	Donald A. Baricevac	(Reg. No. 44,021)

as its attorneys with full power of substitution to prosecute this application and transact all business in the Patent and Trademark Office in connection therewith.

Please direct all future correspondence and telephone calls regarding this application to:

Thomas W. Brown
MEDLEN & CARROLL, LLP
101 Howard Street, Suite 350
San Francisco, California 94105

Telephone: 415/904-6500
Facsimile: 415/904-6510

I hereby certify that the Assignment document filed with the application or filed subsequent to the filing date of the application, has been reviewed and I hereby certify that, to the best of my knowledge and belief, title is with R.T. Alamo Ventures I, LLC.

Dated: 6-23-04

By: John J. Sramek Pharm.D.

Name: John J. Sramek, Pharm.D.

Title: Director, Clinical Research
R.T. Alamo Ventures I, LLC
8501 Wilshire Boulevard, Suite 318
Beverly Hills, California 90211

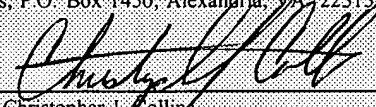


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Stefan Kwiatkowski *et al.*
Serial No.: 10/749,835
Filed: 12/31/03
Entitled: Chlorinated Heterocyclic Compounds And Methods Of Synthesis
Group No.: 1614
Examiner:

RESPONSE TO NOTICE TO FILE MISSING PARTS

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<p align="center">CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(I)(A)</p> <p>I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 29, 2004.</p> <p align="right">By:  Christopher J. Collins</p>

Sir or Madam:

In response to the Notice to File Missing Parts of Application -- Filing Date Granted (Form PTO-1533) mailed **May 17, 2004** (a copy of which is enclosed), applicants submit the following documents:

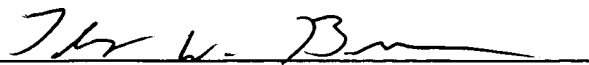
- ▶ Executed declaration (In accordance with CFR 1.63(d)(iv), copy of the declaration from the Parent Application Serial No.: 10/281,684 filed 10/28/02. Since the instant application is a Continuation all the inventors are the same as the parent application.)
- ▶ an Assignment document for recording whereby the subject application and the invention disclosed therein is assigned to R.T. Alamo Ventures I, LLC, 8501 Wilshire Boulevard, Suite 318, Beverly Hills, California 90211 and a Recordation Form Cover Sheet -- Patents Only (Form PTO-1595). (Copy of the Assignment from the Parent Application Serial No.: 10/281,684 filed 10/28/02, recordation date 3/31/03, Reel/Frame 013919/0723. Since the instant application is a Continuation all the inventors are the same as the parent application.)
- ▶ Power of Attorney by Assignee

A check in the amount of **\$105.00** is enclosed herewith to cover:

\$65.00 surcharge for filing missing parts of an application
\$40.00 recordation fee

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. **08-1290**. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Dated: June 29, 2004


Thomas W. Brown
Registration No. 50, 002

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